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November 18, 2005

From: William A. Rudy

Matter No.: 413333

| To:   | Company:           | Fax Number:    | Phone Number: |
|---|--------------------|----------------|---------------|
| Commissioner For Patent                       | U.S. Patent Office | (571) 273-8300 |               |
| Courtesy Copy to Examiner<br>Michael Chambers | U.S. Patent Office | (571) 273-4407 |               |

Number of Pages Transmitted (including this cover sheet): 6

Message:

|               |  |                  |                     |
|---------------|--|------------------|---------------------|
| Applicant(s): | Richard B. Mindlin                           | Examiner:        | Michael S. Chambers |
| Serial No.:   | 10/684,609                                   | Group Art No.:   | 3711                |
| Filed:        | 14 October 2003                              | Confirmation No. | 2912                |
| For           | Method and Apparatus for<br>Golf Instruction | Docket No.       | 413333              |

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A handwritten signature in black ink, appearing to read "J. D. Rath".

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|  |                                 |                                 |                        |
|--|---------------------------------|---------------------------------|------------------------|
| <b>CERTIFICATE OF FACSIMILE TRANSMISSION 37 CFR 1.8</b><br>Applicant(s): Richard B. Mindlin  |                                 |                                 | Matter No.<br>413333   |
| Serial No.<br>10/684,609   | Filing Date<br>October 14, 2003 | Examiner<br>Michael S. Chambers | Group Art Unit<br>3711 |
| Invention      Method And Apparatus For Golf Instructions  |                                 |                                 |                        |
| <p>I hereby certify that the following: Facsimile Cover Sheet (1 page); Transmittal Form (1 page); Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent (1 page); Fee Transmittal For FY 2005 (1 page in duplicate); authorization to charge Deposit Account No. 12-0600 in the amount of \$65.00 for the terminal disclaimer; authorization to charge additional fees that may be required, or credit any overpayment, to Deposit Account No. 12-0600; are being sent via facsimile transmission to c/o the Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 18th day of November, 2005</p> |                                 |                                 |                        |
| <p>_____<br/>Janet Ridpath<br/><small>Name of Transmitter</small></p>  |                                 |                                 |                        |
| <p><br/>_____<br/><small>Signature of Transmitter</small></p>  |                                 |                                 |                        |
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NO. 2102 P. 3

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PTO/SB/21 (09-04)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

**TRANSMITTAL  
FORM**

(To be used for all correspondence after initial filing)

**Total Number of Pages in This Submission**

Application Number 10/684,609

Filing Date: October 14, 2003

First Named Inventor: Richard B. Mindlin

Art Unit 3711

Examiner Name Michael S. Chambers

413333

**ENCLOSURES (check all that apply)**

|   |  |   |  |   |  |
|---|--|---|--|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form                  |  | <input type="checkbox"/> Drawing(s)   |  | <input type="checkbox"/> After Allowance Communication to TC                            |  |
| <input type="checkbox"/> Fee Attached                                     |  | <input type="checkbox"/> Licensing-related Papers                                       |  | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences     |  |
| <input type="checkbox"/> Amendment / Reply                                |  | <input type="checkbox"/> Petition   |  | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |  |
| <input type="checkbox"/> After Final                                      |  | <input type="checkbox"/> Petition to Convert to a Provisional Application               |  | <input type="checkbox"/> Proprietary Information  |  |
| <input type="checkbox"/> Affidavits/declaration(s)                        |  | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address |  | <input type="checkbox"/> Status Letter  |  |
| <input type="checkbox"/> Extension of Time Request                        |  | <input checked="" type="checkbox"/> Terminal Disclaimer                                 |  | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):         |  |
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| <input type="checkbox"/> Certified Copy of Priority Document(s)           |  | <input type="checkbox"/> Landscape Table on CD  |  |   |  |
| <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application   |  |   |  | <b>Remarks</b>  |  |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 |  |   |  |   |  |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|              |   |          |        |
|--------------|---|----------|--------|
| Firm         | LATHROP & GAGE LC   |          |        |
| Signature    |  |          |        |
| Printed Name | William A. Rudy   |          |        |
| Date         | November 18, 2005   | Reg. No. | 34,016 |

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

|                       |                      |      |                   |
|-----------------------|----------------------|------|-------------------|
| Signature             | <i>Janet Ridpath</i> |      |                   |
| Typed or printed name | Janet Ridpath        | Date | November 18, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22315-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| <b>TERMINAL DISCLAIMER TO OBLIVIATE A DOUBLE PATENTING<br/>REJECTION OVER A PRIOR PATENT</b> | Docket Number (Optional)<br>413333 |
|--|------------------------------------|

In re Application of: Richard B. Midlin

Application No. 10/684,609

Filed: October 14, 2003

For: Method And Apparatus For Golf Instruction

The owner\*, Richard B. Midlin of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,743,111. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

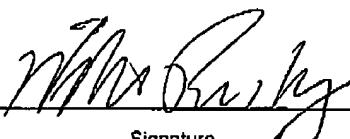
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer. In the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1.  For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2.  The undersigned is an attorney of record.



11/17/2005

Signature

Date

William A. Rudy

Typed or printed name

(816) 460-5819

Telephone Number

Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

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NO. 2102 P. 5

PTO/SB/17 (12-04v2)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL  
for FY 2005**

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ 65.00)

| Complete if Known    |                     |
|----------------------|---------------------|
| Application Number   | 10/684,809          |
| Filing Date          | October 14, 2003    |
| First Named Inventor | Richard B. Mindlin  |
| Examiner Name        | Michael S. Chambers |
| Art Unit             | 3711                |
| Attorney Docket No.  | 413333              |

**METHOD OF PAYMENT** (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify) :

Deposit Account Deposit Account Number: 12-0600 Deposit Account Name: LATHROP & GAGE LC

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Under 37 CFR 1.16 and 1.17

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**FEE CALCULATION**

**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES |              | SEARCH FEES |              | EXAMINATION FEES |              |                |
|------------------|-------------|--------------|-------------|--------------|------------------|--------------|----------------|
|                  | Fee (\$)    | Small Entity | Fee (\$)    | Small Entity | Fee (\$)         | Small Entity | Fees Paid (\$) |
| Utility          | 300         | 150          | 500         | 250          | 200              | 100          |                |
| Design           | 200         | 100          | 100         | 50           | 130              | 65           |                |
| Plant            | 200         | 100          | 300         | 150          | 160              | 80           |                |
| Reissue          | 300         | 150          | 500         | 250          | 600              | 300          |                |
| Provisional      | 200         | 100          | 0           | 0            | 0                | 0            |                |

**2. EXCESS CLAIM FEES**

**Fee Description**

Each claim over 20 (including Reissues)  Fee (\$)  
50  
Each independent claim over 3 (including Reissues)  Fee (\$)  
200  
Multiple dependent claims  Fee (\$)  
360

| Total Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Small Entity         |
|--------------|--------------|----------|---------------|----------------------|
| -20 or HP=   | x            | =        |               | Fee (\$)<br>50<br>25 |

HP = highest number of total claims paid for, if greater than 20.

| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims                                |
|---------------|--------------|----------|---------------|--|
| - 3 or HP=    | x            | =        |               | Fee (\$)<br>Fee (\$)<br>Fee (\$)<br>Fee (\$)<br>Fee (\$) |

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|--------------|--------------|--|----------|---------------|
| - 100 =      | / 50 =       | (round up to a whole number) x                   | =        |               |

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge) : Terminal Disclaimer

Fees Paid (\$)

\$65

**SUBMITTED BY**

|                   |                        |                                      |        |           |                   |
|-------------------|------------------------|--------------------------------------|--------|-----------|-------------------|
| Signature         | <i>William A. Rudy</i> | Registration No.<br>(Attorney/Agent) | 34,916 | Telephone | (816) 460-5818    |
| Name (Print/Type) |                        |                                      |        | Date      | November 18, 2005 |

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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NO. 2102 P. 6

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2006 (H.R. 4818).

**FEE TRANSMITTAL  
for FY 2005**

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$ 65.00)

| Complete If Known    |                     |
|----------------------|---------------------|
| Application Number   | 10/684,609          |
| Filing Date          | October 14, 2003    |
| First Named Inventor | Richard B. Mindlin  |
| Examiner Name        | Michael S. Chambers |
| Art Unit             | 3711                |
| Attorney Docket No.  | 413333              |

**METHOD OF PAYMENT** (check all that apply)

Check  Credit Card  Money Order  Nonc  Other (please identify) : \_\_\_\_\_

Deposit Account Deposit Account Number: 12-0600 Deposit Account Name: LATHROP & GAGE LC

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee

Charge any additional fee(s) or underpayments of fee(s)  Credit any overpayments

Under 37 CFR 1.16 and 1.17

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**FEE CALCULATION**

**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES |          | SEARCH FEES |          | EXAMINATION FEES |          |
|------------------|-------------|----------|-------------|----------|------------------|----------|
|                  | Fee (\$)    | Fee (\$) | Fee (\$)    | Fee (\$) | Fee (\$)         | Fee (\$) |
| Utility          | 300         | 150      | 500         | 250      | 200              | 100      |
| Design           | 200         | 100      | 100         | 50       | 130              | 65       |
| Plant            | 200         | 100      | 300         | 150      | 160              | 80       |
| Reissue          | 300         | 150      | 500         | 250      | 600              | 300      |
| Provisional      | 200         | 100      | 0           | 0        | 0                | 0        |

**2. EXCESS CLAIM FEES**

**Fee Description**

Each claim over 20 (including Reissues)

| Small Entity |          |
|--------------|----------|
| Fee (\$)     | Fee (\$) |
| 50           | 25       |
| 200          | 100      |

Each independent claim over 3 (including Reissues)

|     |     |
|-----|-----|
| 360 | 180 |
|-----|-----|

Multiple dependent claims

| Multiple Dependent Claims |               |
|---------------------------|---------------|
| Fee (\$)                  | Fee Paid (\$) |

Total Claims

Extra Claims

Fee (\$)

Fee Paid (\$)

-20 or HP= \_\_\_\_\_ X \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims

Extra Claims

Fee (\$)

Fee Paid (\$)

- 3 or HP= \_\_\_\_\_ X \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(c)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets  | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|---------------|--------------|--|----------|---------------|
| - 100 = _____ | / 50 = _____ | (round up to a whole number) x _____             | = _____  |               |

**4. OTHER FEE(S)**

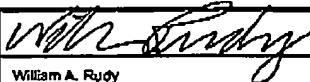
Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge) : Terminal Disclaimer

Fees Paid (\$)

\$65

**SUBMITTED BY**

|                   |   |                                      |        |           |                   |
|-------------------|---|--------------------------------------|--------|-----------|-------------------|
| Signature         |  | Registration No.<br>(Attorney/Agent) | 34,916 | Telephone | (816) 480-5819    |
| Name (Print/Type) | William A. Rudy   |                                      |        | Date      | November 16, 2005 |

This collection of information is required by 37 CFR 1.156. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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